

AUG 30 1978 - 1 50 PM

FILING REMOVAL INSTRUMENT

INTERSTATE COMMERCE COMMISSION

Filing Removal Instrument made this 30th day of August, 1978, by Pickens Railroad Company, a South Carolina corporation (Pickens);

WHEREAS, Pickens and Peninsula Terminal Company, an Oregon corporation (Peninsula), have entered into a Lease Agreement made as of March 17, 1978, for the lease of 500 Type XM railroad box-cars (Lease); and

WHEREAS, the Lease was recorded on July 21, 1978 with the Interstate Commerce Commission as number 9590; and

WHEREAS, Peninsula has entered into a Security Agreement dated as of March 3, 1978 in favor of Pickens covering 500 Type XM railroad boxcars (Security Agreement); and

WHEREAS, the Security Agreement was recorded on July 21, 1978 with the Interstate Commerce Commission as number 9590-A; and

WHEREAS, Pickens wishes to remove the Lease and Security Agreement from the records of the Interstate Commerce Commission without, however, affecting the validity of such agreements between the parties which executed them;

NOW, THEREFORE, Pickens does hereby order and direct that the Lease and the Security Agreement be removed and released from the records of the Interstate Commerce Commission until such time as each might be refiled by Pickens. This removal and release of record shall in no way be construed to affect the validity or force of: (1) the Lease as to Pickens or Peninsula or (2) the Security Agreement as to Pickens or Peninsula.

PICKENS RAILROAD COMPANY

By

John H. Rees
Vice President

Attest

Secretary

Carl Frederick MillerElmer A. Wood County Clerk

8-242A051

AUG 30 1978

Date

Fee \$ 10-

Washington, D. C.

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)

PROBATE

PERSONALLY appeared the undersigned witness and made oath that (s)he saw the within named Pickens Railroad Company, by its duly authorized officers, sign, seal and as its act and deed deliver the within written ~~Subordination Instrument~~ ^{Title Release} ~~and Release~~ Instrument, and that (s)he with the other witness subscribed above, witnessed the execution thereof.

Carl Frederick Miller

SWORN TO BEFORE ME THIS 30th DAY
OF AUGUST, 1978.

John B. Wood
Notary Public for South Carolina
My commission expires: 5/6/81

Interstate Commerce Commission
Washington, D.C. 20423

8/30/78

OFFICE OF THE SECRETARY

Carl Muller, Atty.
Wyche, Burgess, Freeman & Parham
Box 10207
Greenville, S.C. 29603

Dear **Sir:**

The enclosed document(s) was recorded pursuant to the
provisions of Section 20(c) of the Interstate Commerce Act,
49 U.S.C. 20(c), on **8/30/78** at **1:50pm**
and assigned recordation number(s) **9590-B (Released)**

Sincerely yours,

H.G. Homme, Jr.,
Acting Secretary

Enclosure(s)

SE-30-T
(2/78)